IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

CITY OF NEW ORLEANS EMPLOYEES')
RETIREMENT SYSTEM, on behalf of)
itself and all others similarly situated,) Case No. 10 CV 6826
Plaintiff,) Honorable William T. Hart
v.) ECF CASE
PRIVATEBANCORP, INC., LARRY D.)
RICHMAN, DENNIS L. KLAESER, KEVIN M.)
KILLIPS, RALPH B. MANDELL, KEVIN VAN)
SOLKEMA, DONALD L. BEAL, WILLIAM A.)
CASTELLANO, ROBERT F. COLEMAN,)
PATRICK F. DALY, WILLIAM A.)
GOLDSTEIN, JAMES M. GUYETTE,)
RICHARD C. JENSEN, PHILIP M. KAYMAN,)
CHERYL MAYBERRY MCKISSACK,)
WILLIAM J. PODL, EDWARD W. RABIN,)
COLLIN E. ROCHE, WILLIAM R. RYBAK,)
ALEJANDRO SILVA, JAMES C. TYREE,)
JOHN B. WILLIAMS, NORMAN R. BOBINS,)
KEEFE, BRUYETTE & WOODS, INC.,)
ROBERT W. BAIRD & CO. INCORPORATED,)
WILLIAM BLAIR & COMPANY, L.L.C.,)
SUNTRUST ROBINSON HUMPHREY, INC.,)
and J.P. MORGAN SECURITIES INC.)
)
Defendants.)

NOTICE OF MOTION

PLEASE TAKE NOTICE that on July 14, 2011 at 11:00 a.m., at the scheduled time for the Court to hear motions, we shall appear before the Honorable William T. Hart, in the courtroom usually occupied by him, Room 2243 at 219 South Dearborn Street, Chicago, Illinois, and then and there present the Motion to Dismiss Defendant James C. Tyree Pursuant to Fed. R. Civ. P. 25(a)(1), a copy of which has been served concurrently upon you.

Respectfully submitted,

s/ Rachel B. Niewoehner

David F. Graham Rachel B. Niewoehner Julie M. Weber Matthew D. Taksin SIDLEY AUSTIN LLP One South Dearborn Street Chicago, Illinois 60603 Telephone: (312) 853-7000

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Attorneys for PrivateBancorp, Inc., the Officer Defendants, and the Director Defendants

Dated: July 1, 2011

CERTIFICATE OF SERVICE

I hereby certify that on this day, July 1, 2011, I electronically filed the above Notice of Motion with the Clerk of the Court using the CM/ECF system, which will automatically send email notification of such filing to all attorneys of record.

s/ Rachel B. Niewoehner